IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF MISSISSIPPI EASTERN DIVISION

SOUTHERN DISTRICT OF MISSISSIPPI F. I.L. E.D.

JAN 142008

J. T. NOBLIN. GLERK
DEPUTY

UNITED STATES OF AMERICA

CRIMINAL NO: 5:07CR16-DCB-JCS

ERIC RAYNALDO JOHNSON

v.

ORDER OF DISMISSAL AS TO COUNT 2 OF THE INDICTMENT

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of Court endorsed herein, the United States Attorney for the Southern District of Mississippi hereby dismisses Count 2 of the Criminal Indictment against ERIC RAYNALDO JOHNSON as the defendant pled guilty to Count 1 of the Indictment.

DUNN LAMPTON United States Attorney

By: s/ferry l. Rushing

JERRY L. RUSHING

Assistant U. S. Attorney

Leave of Court is granted for the filing of the foregoing dismissal as to Count 2 of the Indictment as the defendant pled guilty to, and has been sentenced in, Count 1 of the Indictment.

ORDERED this day of January, 2008.

UNITED STATES DISTRICT JUDGE